

1 **STED**

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Attorneys for Defendant Tanya Netz, PA-C
6 *and Emcare, Inc.*

7 **UNITED STATES DISTRICT COURT**

8 **DISTRICT OF NEVADA**

9
10 AMY VILELA, an individual; JOZETTE
FOIEREDO, an individual; AMY VILELA, as
11 Special Administrator of the Estate of
SHALYNNE RAMOS,

12 Plaintiffs,

13 vs.

14 VALLEY HEALTH SYSTEM, LLC, d/b/a
CENTENNIAL HILLS HOSPITAL MEDICAL
15 CENTER, a Nevada Limited Liability Company;
UNIVERSAL HEALTH SERVICES OF
16 DELAWARE, INC., a Delaware corporation;
Tanya Netz, PA-C; Jill Mcatee, RN; DOE
17 DEFENDANTS I through X, inclusive; ROE
NURSES I through XX, inclusive; ZOE
18 HOSPITALS or OTHER MEDICAL
FACILITIES I through X; and ROE
19 CORPORATIONS I through X, inclusive.

20 Defendants.

Case No.: 2:16-cv-01503-RFB-CWH

JOINT PROPOSED STIPULATION AND
ORDER TO EXTEND REMAINING
DISCOVERY DEADLINES SET FORTH
IN COURT'S APRIL 21, 2017 ORDER

(First Request)

21
22 IT IS HEREBY STIPULATED AND AGREED, jointly by all parties, by and through
23 their respective counsel of record, to extend the discovery deadlines. The parties hereby move
24 this Court to extend the remaining discovery deadlines as they were set forth in the Court's Order
25 from April 21, 2017, with good cause as is described below.

26
27 **A. DISCOVERY COMPLETED TO DATE**

28 The parties have completed the following discovery to date;

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1 Plaintiffs have served their initial FRCP 26 disclosures;

2 Defendants have served their initial FRCP 26 disclosures; and

3 Defendants have propounded their first sets of interrogatories and requests for
4 production, with Plaintiffs responses pending;

5 **B. DISCOVERY THAT REMAINS TO BE COMPLETED**

6 Receipt, review, disclosure of additional medical records;

7 Additional rounds of written discovery

8 Depositions of the named Plaintiffs;

9 Depositions of multiple named Defendants and possibly PMKs;

10 Deposition of other percipient witnesses and participating or treating healthcare
11 providers;

12 Disclosure of Initial Expert reports and Rebuttal Expert Reports; and

13 Depositions of designated expert witnesses.

14
15 **C. REASON FOR NOT COMPLETING DISCOVERY WITHIN TIME SET**
16 **BY COURT'S ORDER FROM APRIL 21, 2017**
17

18 Discovery in this matter was delayed by the multiple, pending motions to dismiss that
19 were not heard until nearly a year after their filing. Now that the matter of claims and jurisdiction
20 has recently been adjudicated, as part of the Order entered on 9/27/17, the parties look forward to
21 advancing this litigation and proceeding with discovery. This case concerns a complex medical
22 matter, and involving a number a number of treating providers, multiple locations, and pertinent
23 events spanning many months in time. Additionally, this case presents a combination of federal
24 and pendent state claims as between the parties.

25
26 In addition to the multiple named Plaintiffs, there are number of key percipient witnesses
27
28

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in this matter that will certainly need to be deposed, some of which do not currently reside in the local jurisdiction. This case also involves multiple professional/corporate entities who may have to offer up PMKs for deposition, if requested by the Plaintiffs. Counsel for all parties are working closely and diligently to get the substantial remaining discovery completed in a timely manner.

All parties agree that in the interest of completing the necessary discovery, it would be best to extend the current discovery deadlines an additional 90 days. No trial date has yet to be set in this matter, so the proposed extension will have no bearing on trial. Under FRCP 16(b)(4), the parties hereby assert that they have diligently attempted to complete discovery as scheduled in earnest, and now request the following extension of the current deadlines with good and proper cause.

WHEREFORE, the parties hereby jointly stipulate and respectfully move this Court to enter an order extending remaining deadlines as set forth in the April 21, 2017 Order. The parties proposed extensions to the remaining discovery deadlines are as follows:

D. PROPOSED NEW SCHEDULE

	<u>Present Deadlines</u>	<u>New Deadlines</u>
Last day to amend pleadings/add parties:	12/27/17	3/27/18
Initial Expert Disclosures:	1/28/18	4/30/18
Interim Status Report	1/28/18	4/30/18
Rebuttal Expert Disclosures:	2/27/18	5/28/18
Close of Discovery:	3/30/18	6/29/18
Last Day to File Dispositive Motions:	4/28/18	7/30/18

E. CURRENT TRIAL DATE

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No start of trial date has been set in this matter, therefore, no rescheduling of the current trial date is required with the above proposed deadlines.

We, the undersigned, stipulate and agree to the proposed new deadlines as indicated above.

IT IS SO STIPULATED.

JOHN H. COTTON & ASSOCIATES

 7460 /
JOHN H. COTTON, ESQ.

Nevada Bar No.: 5268

Attorneys for Defendants Tanya Netz, PA-C and EmCare Inc.

DATED: 12-8-17


CASEY GISH, ESQ.

Nevada Bar No. 6657

Attorneys for Plaintiffs

DATED: _____

 7205
CASEY TYLER, ESQ.

Nevada Bar No. 9706

Attorneys for Jill McAtee, RN and Valley Health System LLC

DATED: 11/28/17

Case No.: 2:16-cv-01503-RFB-CWH

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No start of trial date has been set in this matter, therefore, no rescheduling of the current trial date is required with the above proposed deadlines

We, the undersigned, stipulate and agree to the proposed new deadlines as indicated above.

IT IS SO STIPULATED.

JOHN H. COTTON & ASSOCIATES

DATED: _____

JOHN H. COTTON, ESQ.

Nevada Bar No.: 5268

Attorneys for Defendants Tanya Netz, PA-C and EmCure Inc.

CASEY GISH, ESQ.

Nevada Bar No. 6657

Attorneys for Plaintiffs

DATED: 12/9/17

CASEY TYLER, ESQ.

Nevada Bar No. 9706

Attorneys for Jill McAtee, RN and Valley Health System LLC

DATED: _____

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Case Name: *Vilela et al. v. Valley Health System et al.***ORDER**

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that this "STIPULATION TO EXTEND DISCOVERY DEADLINES" is hereby granted, and that the discovery deadlines will be amended as follows:


	<u>Present Deadlines</u>	<u>New Deadlines</u>
Last day to amend pleadings/add parties:	12/27/17	3/27/18
Initial Expert Disclosures:	1/28/18	4/30/18
Interim Status Report	1/28/18	4/30/18
Rebuttal Expert Disclosures:	2/27/18	5/28/18
Close of Discovery:	3/30/18	6/29/18
Last Day to File Dispositive Motions:	4/28/18	7/30/18

DATED this _____ day of _____ 2017

FEDERAL MAGISTRATE

Respectfully submitted by:

JOHN H. COTTON & ASSOCIATES, LTD.


JOHN H. COTTON, ESQ.

Nevada Bar No.: 5268

Attorneys for Defendants Tanya Netz, PA-C and EmCare Inc.

DATED: 12-9-17